

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 4097

IN THE MATTER OF:

Served May 7, 1993

Application of RAMON SAM, Trading)
as MAURY'S EXPRESS, for a)
Certificate of Authority --)
Irregular Route Operations)

Case No. AP-93-10

By application accepted for filing March 24, 1993, Ramón Sam, trading as Maury's Express (Maury's Express or applicant), seeks a certificate of authority to transport passengers, together with baggage in the same vehicles as passengers, in irregular route operations between points in the Metropolitan District, restricted to transportation in vehicles with a manufacturer's designed seating capacity of 15 or fewer persons, including the driver.

Notice of this application was served on March 26, 1993, in Order No. 4073, and Maury's Express was directed to publish further notice in a newspaper and file an affidavit of publication. Maury's Express complied. The application is unopposed.

SUMMARY OF EVIDENCE

Maury's Express's application includes information regarding, among other things, its equipment, facilities, safety fitness, proposed tariff, finances, and regulatory compliance record.

Maury's Express proposes to commence operations with one twelve-passenger van. Applicant's proposed tariff contains per capita fares for service between DC and specified points in Montgomery and Prince George's counties in MD, on the one hand, and Washington Dulles International Airport, on the other.

Applicant certifies that he has access to, is familiar with, and will comply with the Compact, the Commission's rules and regulations, and United States Department of Transportation regulations relating to transportation of passengers for hire.

Applicant filed a balance sheet as of March 18, 1993, showing current assets of \$15,000; fixed assets of \$500; other assets of \$105,000; current liabilities of \$10,392; long-term liabilities of \$82,000; and equity of \$28,108. Applicant's projected operating statement for the first twelve months of WMATC operations shows WMATC operating income of \$62,400; expenses of \$53,037; and net income of \$9,363.

It is certified that neither Maury's Express nor any person controlling, controlled by, or under common control with Maury's Express has any control relationship with a carrier other than Maury's Express.

DISCUSSION AND CONCLUSION

This case is governed by the Compact, Title II, Article XI, Section 7(a), which provides in relevant part that:

. . . the Commission shall issue a certificate to any qualified applicant . . . if it finds that --

(i) the applicant is fit, willing, and able to perform [the] transportation properly, conform to the provisions of this Act, and conform to the rules, regulations, and requirements of the Commission; and

(ii) that the transportation is consistent with the public interest.

Based on the evidence in this record, the Commission finds Maury's Express to be fit, willing, and able to perform the proposed transportation properly and to conform with applicable regulatory requirements. It is further found that the proposed transportation is consistent with the public interest.

THEREFORE, IT IS ORDERED:

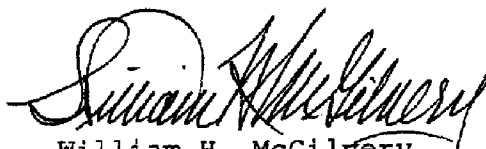
1. That Ramón Sam, trading as Maury's Express, 3000 Lancer Place, Hyattsville, MD 20782, is hereby conditionally granted, contingent upon timely compliance with the requirements of this order, authority to transport passengers, together with baggage in the same vehicles as passengers, in irregular route operations between points in the Metropolitan District, restricted to transportation in vehicles with a manufacturer's designed seating capacity of 15 or fewer persons, including the driver.

2. That Ramón Sam, trading as Maury's Express, is hereby directed to file the following documents with the Commission: (a) evidence of insurance pursuant to Commission Regulation No. 58 and Order No. 3623; (b) four copies of a tariff or tariffs in accordance with Commission Regulation No. 55; (c) an equipment list stating the year, make, model, serial number, vehicle number, license plate number (with jurisdiction) and seating capacity of each vehicle to be used in revenue operations; (d) evidence of ownership or a lease as required by Commission Regulation No. 62 for each vehicle to be used in revenue operations; (e) proof of current safety inspection of said vehicle(s) by or on behalf of the United States Department of Transportation, the State of Maryland, the District of Columbia, or the Commonwealth of Virginia; and (f) a notarized affidavit of identification of vehicles pursuant to Commission Regulation No. 61, for which purpose WMATC No. 225 is hereby assigned.

3. That upon timely compliance with the requirements of the preceding paragraph and acceptance of the documents required by the Commission, Certificate of Authority No. 225 shall be issued to Ramón Sam, trading as Maury's Express.

4. That unless Ramón Sam, trading as Maury's Express, complies with the requirements of this order within 30 days from the date of its issuance, or such additional time as the Commission may direct or allow, the grant of authority herein shall be void and the application shall stand denied in its entirety effective upon the expiration of said compliance time.

BY DIRECTION OF THE COMMISSION; COMMISSIONERS DAVENPORT, SCHIFTER, AND SHANNON:



William H. McGilvery
Executive Director

